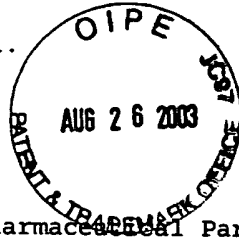


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DOCKET NO. MCP 279

Applicants: McTeighue et al.
 Serial No.: 09/878,034
 Filed : June 8, 2001
 For : Taste Masked Pharmaceutical Particles



Art Unit: 1615
 Examiner: Pulliam

9/ Notice of Appeal
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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

August 22, 2003

(Date of Deposit)

Sharon E. Hayner

(Name of applicant, assignee, or Registered Representative)

(Signature)

August 22, 2003

(Date of Signature)

To: Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant(s) hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated March 31, 2003 finally rejecting Claims 1-25 of the above-identified application.

The item(s) checked below are appropriate:

1. ☐ An extension of time to respond to the final rejection was granted on _____ for _____ month(s).
2. ☒ A Petition For Extension Of Time under 37 CFR 1.136 is attached hereto in triplicate.
3. ☐ A timely response to the final rejection has been filed.
4. ☒ Fee \$320.00: for filing of Notice of Appeal
☐ Not required (fee paid in prior appeal)
☒ Charge to Deposit Account No. 10-0750/MCP-279/SEH. Two additional copies of this Notice are enclosed herewith.
☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment in connection herewith to Deposit Account No. 10-0750/MCP-279/SEH.

08/28/2003 MBERME 00000018 100750 09878034
 01 FC:1401 320.00 DA

Respectfully submitted,

Sharon E. Hayner
 Reg. No. 33,058
 Attorney for Applicant(s)

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 Date: August 22, 2003

Ref 9-4-03